IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re App	olication of:)	
		:	Examiner: G. Mesh
TATSU	KI FUKUI ET AL.)	O A . II ' . 1706
Int'l Ann	olication No. PCT/JP03/13532	:	Group Art Unit: 1796
ин т дрр	meation 100. 1 C 1/31 03/13/32	<i>)</i> :	Confirmation No. 4513
Appln. N	Io.: 10/531,226)	
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Filed: Oc	etober 23, 2003)	
For:	POLYHYDROXYALKANOATE,	;	
2 02.	PROCESS FOR PREPARING	:	
	THE SAME, AND RESIN)	
	COMPOSITION CONTAINING	:	
	THE)	
	POLYHYDROXYALKANOATE	:	October 15, 2008

Commissioner for Patents

P.O. Box 1450 Alexandria, VA 22313-1450

Mail Stop: IF

STATEMENT OF THE SUBSTANCE OF THE INTERVIEW

Sir:

This Statement is filed to summarize a telephonic interview conducted between the Examiner and Applicants' representative on October 15, 2008.

Applicants' undersigned attorney contacted the Examiner on October 15, 2008 to discuss the Office Communication dated October 9, 2008. Specifically, Applicants' attorney informed the Examiner that while the Communication indicates that the excerpt from a Biodegradable Plastics Handbook originally cited in the Information Disclosure Statement filed on October 4, 2005 has been considered based on the translation provided on September 22, 2008, the returned PTO-1449 form does not contain the Examiner's initials next to the citation. The

Examiner confirmed that the initials were unintentionally omitted and provided the undersigned

with the attached copy of the properly initialed PTO-1449 form.

Applicants' undersigned attorney may be reached in our New York office by

telephone at (212) 218-2100. All correspondence should continue to be directed to our below

listed address.

Respectfully submitted,

/Jason M. Okun/

Jason M. Okun

Attorney for Applicants

Registration No.: 48,512

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UNITED STATES DEPARTMENT OF COMMERCE U.S. Patent and Trademark Office

Address: COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450

APPLICATION NO./	FILING DATE	FIRST NAMED INVENTOR /	ATTORNEY DOCKET NO.
CONTROL NO.		PATENT IN REEXAMINATION	711 101d121 2001C1 140.
10531226	4/13/2005	FUKUI ET AL.	03500.017654.

FITZPATRICK CELLA HARPER & SCINTO 30 ROCKEFELLER PLAZA NEW YORK, NY 10112 EXAMINER

GENNADIY MESH

ART UNIT PAPER
1796 20081002

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Per applicant's request LDS cated has been reconsidered due to translation of excerpt from Biodegradable P)lastic Handbook presented by Applicant in communication filed on September 22,2008.

IDS is attached.

RECEIVED

OCT 1 5 2008

FITZPATRICK CELLA HARPER SCINTO

Nasu Jagannathar: Supervisory Patent Examiner, Art Unit 1796 /Gennadiy Mesh/ Examiner, Art Unit 1796

PTO-90C (Rev.04-03)

Fox: 1-212-218-2200

FORM PTO-1449 (modified) U.S. DEPARTIMENT (IF COMMERCE PATENT AND ITEM SHARK OFFICE PATENT AND ITEM SH				ATTY DOCKET NO. 03500.17654 APPLICATION NO. 10/531,226			26		
				APPLICANT Tatsuki Fukui et al.					
OCT 04 2005			FILING DATE October 23, 2003	October 23, 2003 GROUP 1711					
				U.S. PATENT DOCUMENTS					
'EXAMINER INITIAL		DO::UMENT NIMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIAT :		
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		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATIO 4 YES/NO/ OR ABSTRAC T		
/GM/	JP	63-184762	07/30/88	Japan	-		Abstract		
		e							
	·····	OTHER	R DOCUMENT(S) (Including Author, Title, Date, Pertinent Pages, Etc.)					
/GM/		Marie-Maud Bear et al., "Preparation of a Bacterial Polyester with Carboxy Groups In Side Chains," 4 Chemistry 289-93 (2001).							
16/41	Biculeg radable Plastic Handbook, pp. 178-97 (1995).								
EXAMINER		/Gennadiy Me	esh/	DATE CONSIDERED 10/02/2006	<u> </u>				
CAMINER			-	DATE CONSIDERED					

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include cony of this form with next communication to applicant.

Sheet_1_ of _ |_

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